

HCBS Settings Rule

Center Based Employment (CBE) Discussion

AGENDA

Monday, August 20, 2018

Room 125
Cannon Health Building

3:00 – 5:00 P.M.

Call-In Number: 877-820-7831
Access Code: 197312

1. Welcome
2. Overview of Settings Rule
3. Stakeholder Opportunity to Discuss Concerns
4. State's Presentation of a Draft CBE Model
5. Stakeholder Feedback on a Draft CBE Model
6. Next Steps and Timeline



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Visit <http://health.utah.gov/ltc/hcbstransition/> for more information and ongoing updates.

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Home and Community Based Services (HCBS) Settings Rule

- Federal rule issued in 2014, full compliance required by March 2022
- HCBS Setting must be integrated in and support full access to the greater community

Settings presumed not to be eligible for Medicaid HCBS funding

- Settings with the effect of isolating individuals from the broader community of individuals not receiving HCBS
 - The setting is designed specifically for people with disabilities
 - Individuals in the setting are primarily or exclusively people with disabilities

A Center Based Employment (CBE) Model for Discussion

Hub and Spoke Model –

- Limit use of CBE to up 24 months (with some exceptions that allow CBE beyond 24 months)
 - Ability to extend beyond 24 months - Based on the goals outlined in the individual's person centered support plan (PCSP) on a case by case basis
 - Option to return to center-based employment for additional (up to) 24-month periods if the individual quits or loses competitive, integrated employment
- Complete meaningful person-centered planning to determine what tasks the individual will work on to build job skill while in CBE
 - Must work toward (and document) specific and measurable employment goals for competitive integrated employment
 - Opportunity for yearly career counseling
- Create opportunities for integration during both the pre-vocational phase and during periods of the day when the individual is not at work at their competitive, integrated, employment site. (This could entail the use of a new service definition "Community Participation" or a combination of service codes (for example – some services could be coded as "supported employment" and some "day supports")
 - Evaluate implementing a requirement where individuals will spend a minimum of 20% of their time in the community participating in experiences that are meaningful to the individual
 - CMS has stated that providers must avoid *reverse integration*
- Limit enrollment of new CBE providers to those that:
 - Meet the pre-vocational hub and spoke model standards

Next Steps

DOH and DHS Action Items	Proposed Completion Date
1. Work with CMS to identify opportunities for flexibility regarding CBE service delivery and submit design proposal to CMS for review	September 2018
2. Participate in technical assistance call with CMS' TA contractor to discuss design proposal	September 2018
3. Update Legislative leadership on CMS' feedback regarding proposal	September 2018
4. Continue to work with stakeholders to determine feasibility of a CMS approvable CBE model and determine if alternative models are needed	October–December 2018
5. Provide Legislature with options (including potential costs) to address CBE	January 2019
6. To assist providers to transition to CMS approved CBE model, the DOH and DHS will: <ul style="list-style-type: none"> • Identify and engage technical assistance contractor that specialized in this service delivery area • Modify employment and day support service descriptions • Identify rate changes needed to employment and day support billing codes 	January - June 2019
7. Work with stakeholders to complete transition to approved model(s)	July 2019 – March 2022